ESTTA Tracking number:

ESTTA676139 06/04/2015

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91215899		
Party	Plaintiff Big Y Foods, Inc.		
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Submission	Withdrawal of Opposition		
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Signature	/David Ewen/		
Date	06/04/2015		
Attachments	Withdrawal of Oppositions FINAL (06 04 2015).pdf(24341 bytes)		

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Big Y Foods, Inc.,)	
_)	Opposition No.: 91215899
	Opposer,)	Serial No.: 85/911,834
)	Mark: BETTER TASTING,
)	BETTER FOR YOU,
)	BETTER FOR OUR ENVIRONMENT
v.)	
)	Opposition No.: 91215900
Australis Aquaculture, LLC,			Serial No.: 85/911,821
)	Mark: A BETTER FISH,
	Applicant.)	A BETTER WORLD,
)	A BETTER YOU

WITHDRAWAL OF OPPOSITIONS WITHOUT PREJUDICE

Opposer Big Y Foods, Inc. hereby withdraws the above-captioned opposition proceedings. As Applicant has not yet filed an Answer in these proceedings, such withdrawal is made without prejudice, pursuant to 37 C.F.R. § 2.106(c).

Respectfully submitted, McCarter & English, LLP

Dated: June 4, 2015 /David Ewen/

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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that on June 4, 2015, a true and correct copy of the foregoing WITHDRAWAL OF OPPOSITIONS WITHOUT PREJUDICE was filed with the Trademark Trial & Appeal Board electronically through the ESTTA filing system, and was served on counsel for Applicant via email, per the prior agreement of the parties, at the address shown below:

Giovanna H. Fessenden, Esq. HAMILTON BROOK SMITH REYNOLDS 530 Virginia Road Concord, MA 01742-9133 Giovanna.Fessenden@hsbr.com

/David Ewen/